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Attorney For Plaintiff , MARSHALL LOSKOT

UNITED STATES DISTRICT COURT  
 DISTRICT OF CALIFORNIA

MARSHALL LOSKOT

**CASE NO. CV-12-5994-MEJ**

Plaintiffs,

**STIPULATION OF DISMISSAL AND  
~~[PROPOSED]~~ ORDER THEREON**

v.

AL'S BIG BURGER; JAMES U. CHUN;  
 and RUTH CHUN and JAMES U. CHUN  
 d.b.a. AL'S BIG BURGER

Defendants.

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2). Outside of the terms of the Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

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STIPULATION OF DISMISSAL AND [PROPOSED] ORDER THEREON

CASE NO. CV-12-5994-MEJ

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through  
2 their designated counsel that the above-captioned action become and hereby is dismissed with  
3 prejudice pursuant to Federal Rules of Civil Procedure 41(a)(2).

4 This stipulation may be executed in counterparts, all of which together shall constitute  
5 one original document.

6  
7 Dated: June 24, 2013

THOMAS E. FRANKOVICH  
A PROFESSIONAL LAW CORPORATION

8  
9 By: /s/ Thomas E. Frankovich  
10 Thomas E. Frankovich  
Attorney for MARSHALL LOSKOT

11  
12 Dated: June 21, 2013

GORDON & REES LLP


13  
14 By: /s/ Marcie S. Isom  
15 Marcie S. Isom

16 Attorney for Defendants JAMES U. CHUN; and  
17 RUTH CHUN and JAMES U. CHUN d.b.a. AL'S  
BIG BURGER

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19  
20 **ORDER**

21 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to  
22 Fed.R.Civ.P.41(a)(2). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the  
23 purpose of enforcing the parties' Settlement Agreement and General Release should such  
24 enforcement be necessary

25 Dated: June 25, 2013

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27   
28 Honorable Magistrate Maria-Elna James  
UNITED STATE DISTRICT JUDGE